

1 Jan 07, 2020
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SEAN F. McAVOY, CLERK

4
5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON

7
8 UNITED STATES OF AMERICA,
9 Plaintiff,
-vs-
FRANCISCO ZUNIGA-GARCIA,
Defendant.

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11 No. 2:07-CR-0065-JLQ-1
12 ORDER OF DISMISSAL AND
13 TO QUASH WARRANT

14 Before the Court is the Government's Motion for Leave to Dismiss the Indictment
15 Without Prejudice and Quash Arrest Warrant. (ECF No. 5). Rule 48(a) provides that the
16 Government "may, with leave of court, dismiss an indictment, information, or complaint."
17 The Indictment was returned on April 10, 2007, and the Defendant has not been arraigned.
18 Accordingly,

19 **IT IS ORDERED** that

20 1. The Government's Motion for Leave to Dismiss the Indictment Without Prejudice
21 and Quash Arrest Warrant, **ECF No. 5**, is **GRANTED**. The Indictment filed April 10, 2007,
22 **ECF No. 1**, is hereby **DISMISSED**. The Court makes no judgment as to the merit or
23 wisdom of this dismissal.

24 2. The warrant issued on April 12, 2007, **ECF No. 4**, is hereby **QUASHED**.

25 The District Court Executive is directed to file this Order and provide copies to
26 counsel and to close this file.

27 **DATED** this 7th day of January, 2020.

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30 WM. FREMMING NIELSEN
31 SENIOR UNITED STATES DISTRICT JUDGE

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36 01-07-20